

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

CASE NO. 04C0 30179 MAP

LARRY D. SMITH, Plaintiff

vs.

BARON JEFF CORPORATION, Defendant

PARTIES' JOINT STATEMENT

Pursuant to Fed. R. Civ. P. 26(f), Local Rule 16.1 and the Order of the Court, the parties submit the following joint statement:

I. Agenda of matters for discussion at scheduling conference. The parties have no matters other than scheduling matters to discuss at the conference.

II. Proposed Scheduling Plan

The parties shall provide automatic disclosures per FRCP 26(a)(1) on or before **Friday, January 7, 2005**.

All discovery shall be concluded on or before **Friday, May 20, 2005**.

Motions for summary judgment shall be filed on or before **Wednesday, July 6, 2005**.

The parties waive depositions, except for production of documents by non-parties.

The parties reserve the right to request an extension of these proposed deadlines, if necessary.

III. Trial by Magistrate Judge.

The parties do consent to trial by a Magistrate Judge.

IV. Certifications

Certifications pursuant to Local Rule 16.1(D)(3) will be filed separately by the parties.

Respectfully submitted,

By SRK
Stephen R. Kaplan
Attorney at Law
50 Center Street, P.O. Box 144
Northampton, MA 01061-0144
Tel. (413) 584-8966
Fax (413) 387-6027
BBO # 259240

BARON JEFF CORPORATION

By SA, NSchmidt SRK
Stacey N. Schmidt
Attorney at Law
81 Green Street, Suite 32
Brookline MA 02446
Tel (617) 818-1313
Fax (617) 385-1482